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Attorneys for Defendant BATTERY PARK CITY AUTHORITY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

----- x 21 MC 102(AKH)
IN RE: WORLD TRADE CENTER LOWER :
MANHATTAN DISASTER SITE LITIGATION :
----- x Civil Action No.: 07cv05322
DARIVSZ TOMCZYK,

Plaintiff(s),

-against-

BATTERY PARK CITY AUTHORITY, ET. AL.

Defendant(s).

:
: **NOTICE OF BATTERY PARK**
: **CITY AUTHORITY's**
: **ADOPTION OF ANSWER TO**
: **MASTER COMPLAINT**

----- x
PLEASE TAKE NOTICE THAT defendant, BATTERY PARK CITY AUTHORITY, as
and for their responses to the allegations set forth in the Complaint by Adoption (Check-Off
Complaint) Related to the Master Complaint filed in the above-referenced action, hereby adopt
BATTERY PARK CITY AUTHORITY's Answer to the Master Complaint dated
August 1, 2007, which was filed in the matter of *In re World Trade Center Lower Manhattan*
Disaster site Litigation, 21 MC 102 (AKH).

WHEREFORE, BATTERY PARK CITY AUTHORITY demands judgment dismissing
the above-captioned action as against each of them, together with their costs and disbursements.

Dated: White Plains, New York
September 26, 2007

Yours, etc.,

WILSON, ELSER, MOSKOWITZ, EDELMAN
& DICKER LLP

Attorneys for Defendants

BATTERY PARK CITY AUTHORITY

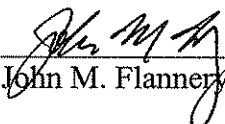
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File No.: 06867.00324

By:


John M. Flannery (JMF-0229)